PETITION FOR ZONING VARIANCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 2.03.3.C to permit a free-standing illuminated. sign of 29.2 square feet in lieu of the permitted 8 square foot sign attached to the building. of the Zoning Regulations of Baltimore County, to (ne Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) MAP 15 5 G To Allow Identification Of The Building For Patients And D. 14 TH Emergency Equipment Without Which Hardship Would Result. 5.4.87 Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. £ 38 9 80 I/We do solemnly declare and affirm RIOR under the penalties of perjury, that I/we 72-230 Rx are the legal owner(s) of the property which is the subject of this Petition. LESSEE CONTRACTOR SEX: Legal Owner(s): The White Square Limited Partnership German Properties, LTD (Type or Print Name) .. Signature Willard Hackerman, General Partner Signature 300 East Joppa Road (Type or Print Name) Baltimore, MD 21204-3048 City and State Signature Attorney for Petitioner: F.chuiley Staples, Jr. 9105 Franklin Square Drive 682-7800 (Type or Arint Name)

Finalle, Ropel Address Suite 205 Baltimore, MD 21237 City and State Venable, Beetjer & Howard _____2 Hopkins Plaza Name, address and phone number of legal owner, contract purchaser or representative to be contacted Baltimore, MD 21201 FRANK PALMER City and State Name Whiting-Turner Attorney's Telephone No.: (301) 244-7595 300 E. 18PPA POAD BALTO. MD 21244 (301) 821-1100 ORDERED By The Zoning Commissioner of Baltimore County, this of September 19 86, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning missioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore county, on the _____28th_____day of October_____, 19_86, at 10:00 o'clock variance to permit a free-standing illuminated sign of 29.2 square feet, in accordance with Petitioner's Exhibit 2, prepared by Daft, McCune, Walker, Inc., revised April 23, 1984, and Petitioner's Exhibit 4, is hereby GRANTED, subject, however, to the following restrictions: CERTIFICATE OF POSTING zoning department of Baltimore county 87-176-A District /H Z4 German Projection, LTd. of property: SEIS Fronklin Sp Drids , 270' NE/Lemmais Ada. Location of Signs Igoing From Mir St Priva, appril. 25 Fr. 400 dway On feeperty of Potitioner 9/26/86

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F. Polas

IN RE: PETITION FOR ZONING VARIANCE BEFORE THE SE/S of Franklin Square Drive 220' NE of Lennings Avenue DEPUTY ZONING COMMISSIONER 14th Election District OF BALTIMORE COUNTY Germar Properties, Ltd. Case No. 87-176-A Petitioner * * * * * * * * * * * * The Petitioner herein requests a zoning variance to permit a free-standing illuminated sign of 29.2 square feet in lieu of the permitted 8 square-foot sign attached to the building. Testimony on behalf of the Petitioner indicated that for approximately two years the building has been occupied by four doctors and three large medical tenants including Kaiser Permanente. Most tenants direct their clients to Whitesquare Professional Building and patients of Kaiser Permanente, an HMO in Maryland, Virginia and D.C., expect to see its name and logo at a service center. An identification sign is needed to direct ambulances and patients, especially those referred from Franklin Square Hospital. The building is located on a level 12 feet above the road and 60 feet away from the road. The internal illumination would be cut off at 9:00 PM.

A representative of the Alliance of Baltimore County Community Councils (ABC's) appeared but did not testify in protest. After due consideration of the testimony and evidence presented, and it

appearing that strict compliance with the Baltimore County Zoning Regulations (BCZR) would result in practical difficulty and unreasonable hardship upon the Petitioners, it is determined that the variance requested would not adversely affect the health, safety, and general welfare of the community and should therefore be granted.

Therefore, IT IS ORDERED by the Deputy Zoning Commissioner of Baltimore day of November 1986, that the herein request for a zoning County this /7

1) The 30" x 40" sign shall be removed when neither Kaiser

3) No other signs, either free-standing or on the building

2) Illumination shall be extinguished at 9:00 PM.

leased by Kaiser Permanente.

Permanente nor another HMO occupy the space to be

(i.e. Radiation Oncology Center) shall be permitted unless documentation is submitted to this file to prove

that such signs were approved by permit prior to the

date of this Order. Any illegal signs shall be removed within thirty (30) days from the date of this Order.

> eputy Zoning Commissioner, of Baltimore County

BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204 494-3353

ARNOLD JABLON ZONING COMMISSIONER

JEAN M. H. JUNG DEPUTY ZONING COMMISSIONER

November 17, 1986

F. Dudley Staples, Jr., Esquire Venable, Baetjer & Howard 2 Hopkins Plaza Baltimore, Maryland 21201

> RE: Petition for Zoning Variance SE/S of Franklin Square Drive 220' NE of Lennings Avenue 14th Election District Germar Properties, Ltd.

Case No. 87-176-A

Pear Mr. Staples:

Enclosed please find a copy of the decision rendered in the above referenced case. Please be advised that your Petition for Zoning Variance has been granted, subject to the restrictions as noted in the attached Order.

If you have any further questions on the subject matter, please do not hesitate to contact this office.

> Very truly yours. JEÁN M. H. JUNG Deputy Zoning Commissioner

> > ALEXANDER P MATYCH, PROF LS

RICHARD J "RUELOVE, PE

JMHJ:bjs

Enclosures

cc: Germar Properties, LTD 🗸 9105 Franklin Square Drive, Baltimore, Maryland 21237 Mr. Frank Palmer

Whiting-Turner 300 E. Joppa Road, Baltimore, Maryland 21204 The White Square Limited Partnership 300 E. Joppa Road, Baltimore, Maryland 21204 Ms. Mary Cinn

Representative for the ABC's 606 Horncrest Avenue, Towson, Maryland 21204

People's Counsel

Southeast Side of Franklin Square Drive, 220 feet Northeast of LOCATION: Lennings Avenue DATE AND TIME: Tuesday, October 28, 1986, at 10:00 a.m.

00

PUBLIC HEARING: Room 301, County Office Building, 111 W. Chesapeake Avenue, Towson, Maryland

PETITION FOR ZONING VARIANCE

14th Election District

Case No. 87-176-A

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing:

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Petition for Zoning Variance to permit a free-standing, illuminated sign of 29.2 square feet in lieu of the permitted 8 square foot sign attached to a

Being the property of Germar Properties, Ltd. __, as shown on plat plan filed with the Zoning Office.

In the event that this Petition(s) is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be received in writing by the date of the hearing set above or made at the hearing.

> BY ORDER OF ARNOLD JABLON ZONING COMMISSIONER OF BALTIMORE COUNTY

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RE: PETITION FOR VARIANCE SE/S of Franklin Square Drive 220' NE of Lennings Avenue 14th District

: BEFORE THE ZONING COMMISSIONER OF BALTIMORE COUNTY

GERMAR PROPERTIES, LTD. Petitioner

Case No. 87-176-A

:::::::

ENTRY OF APPEARANCE

Please enter the appearance of the People's Counsel in the abovecaptioned matter. Notices should be sent of any hearing dates or other proceedings in this matter and of the passage of any preliminary or final Order.

> Phyllis Cole Friedman People's Counsel for Baltimore County

Peter Max Zimmerman Deputy People's Counsel Room 223, Court House Towson, Maryland 21204 494-2188

I HEREBY CERTIFY that on this 29th day of September, 1986, a copy of the foregoing Entry of Appearance was mailed to F. Dudley Staples, Jr., Esquire, Venable, Baetjer & Howard, 2 Hopkins Plaza, Baltimore, MD 21201, Attorney for Petitioner; Willard Hackerman, General Partner, The White Square Ltd. Partnership, 300 E. Joppa Rd., Towson, MD 21204, Lessee; and Frank Palmer, Whiting-Turner, 300 E. Joppa Rd., Towson, MD 21264, who requested notification.

Peter Max Zimmerman

associates, inc.

surveyors-engineers

DESCRIPTION OF PROPERTY OF GERMAR PROPERTIES, LIMITED FRANKLIN SQUARE DRIVE, BALTIMORE COUNTY, MARYLAND

BEGINNING FOR THE SAME at an iron pipe now set on the Southeasterly side of Franklin Square Drive as shown on Baltimore County Bureau of Land Acquisition Plat RW 75-056-1/and at the beginning point of land which by Deed dated June 2, 1982 and recorded among the Land Records of Baltimore County in Liber 6423, page 089 was conveyed by Simon H. Mohr and wife to Germar Properties, Limited; thence leaving said point of beginning and binding along the Southeasterly side of Franklin Square Drive and running reversely along the last lin2 of the beforementioned Deed North 50 degrees 03 minutes 25 seconds East 400.07 feet to an iron pipe now set; thence leaving Franklin Square Drive and binding along the outlines of the beforementioned Deed, as now surveyed, the following three courses and distances: (1) South 50 degrees 04 minutes 50 seconds East 546.00 feet to an iron pipe now set (2) South 50 degrees 05 minutes 00 seconds West 398.86 feet to an iron pipe now set and (3) North 50 degrees 12 minutes 32 seconds West 546.02 feet to the point of beginning; containing 4.9278 acres more or less.

BEING all of the land which by the hereinmentioned Deed dated June 2, 1982 and recorded among the Land Records of Baltimore County in Liber 6423, page 089 was conveyed by Simon H, Mohr and wife to Germar Properties, Limited.

11/18/1983

OFFICE COP!

Cont sign Hetural 140 **** 6320: a =0525

F. Dudley Staples, Jr., Esquire

NOTICE OF HEARING

RE: PETITION FOR ZONING VARIANCE

14th Election District

Lennings Ave.

10:00 a.m.

Avenue, Towson, Maryland

ACKERMAN WHITESQUARE LAB PIDEST

FILING OF ES FOR VARIANCES LIEN

BO82 **** 100001 1 8 198F

GERMAR "PROPERTIES - POTITIONSE

Case No. 87-176-A

Tuesday, October 28, 1986

PLACE: Room 301, County Office Building, 111 West Chesapeake

SE/S of Franklin Square Dr., 220' NE of

bre County

Germar Properties, Ltd. - Petitioner

Venable, Baetjer & Howard

Baltimore, Maryland 21201

2 Hopkins Plaza

EALTIMORE COUNTY, MARYLAND

OFFICE OF FINANCE REVENUE DIVISION CAISCELLANEOUS CASH RECEIPT

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Being the property of Gumar Pro with the Zoning Office.

In the event that this Petition(s) By Order Of ARNOLD JABLON Zoning Commissioner of Baltimore County

Petition for Zoning Variance

14 Election District
Case No. 57-176-A
LOCATION: Southeast Side of Franklin Square Drive, 230 feet North

part of Lennings Avenue. DATE & TIME: Tuesday, Octob

12, 1966 at 10 a.m.
PUBLIC HEARING: Room 301.
County Office Building, 111 West
Chesapeake Avenue, Tewson.

more County, by authority of the Zon-ing Act and Regulations of Baltimore

mit a free-standing, illuminated sign of 29.3 square feet in lieu of the per-

will, however, entertain any request for a stey of the issuance of a. i per-

CERTIFICATE OF PUBLICATION

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Times

Middle River, Md., October 9 1986

was inserted in Que Times, a newspaper printed

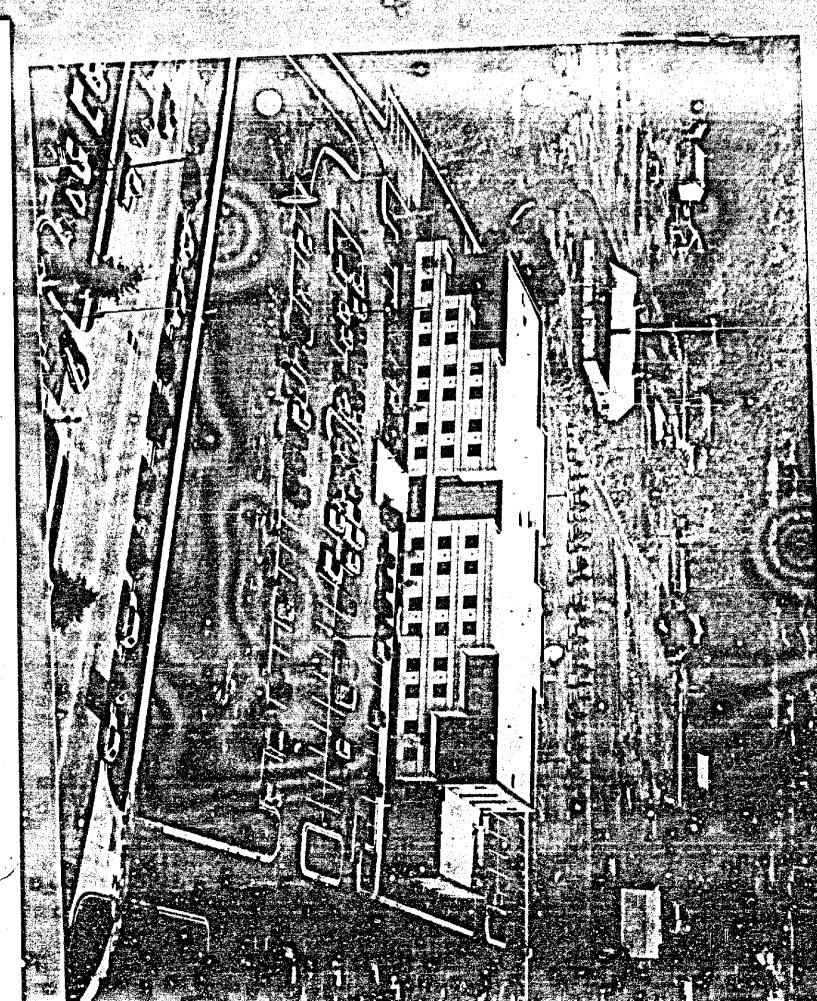
and published in Baltimore County, once in each

Petition Dung Vauance

oublished in THE JEFFERSONIAN, a weekly newspaper printed and published in Towson, Baltimore County, Md., appearing on October 9

Cost of Advertising

24.75



BALTIMORE COUNTY OFFICE OF PLANNING & ZONING TOWSON, MARYLAND 21204 494-3353

ARNOLD JABLON ZONING COMMISSIONER

DEPUTY ZONING COMMISSIONER

09

January 23, 1987

Kim Arnowitt, Esquire Kaiser Permanente 4200 Wisconsin Avenue, N.W. Suite 300 Washington, D. C. 20016

RE: PETITION FOR ZONING VARIANCE SE/S of Franklin Square Drive 220' NE of Lennings Avenue 14th Election District Germar Properties, Ltd. - Petitioner Case No. 87-176-A

Dear Ms. Arnowitt:

Pursuant to your telephone conversation with Mrs. Lowery of this date, I am enclosing a copy of the Order which was entered in the above-entitled case on November 17, 1986.

Enclosure

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Arnold Jablon TO ___Zoning Commissioner Date October 14, 1986

Norman E. Gerber, AICP, Director FROM Office of Planning and Zoning

SUBJECT Zoning Petition No. 87-176-A

This office is not opposed to the size and placement of the Whitesquare Professional Building identification sign but questions the proposed Kalser Permanente which appears to be an advertisement not an identification

NEG:JGH:slb

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

October 13, 1986

COUNTY OFFICE BIDG. 111 W. Chesapeake Ave. Towson, Maryland 21204

MEMBERS Bureau of

Department of

Bureau of

Industrial

Traffic Engineering

Health Department

Project Planning

Building Department

Board of Education Zoning Administration

State Roads Commissio

F. Dudley Staples, Jr., Esquire Venable. Baetjer & Howard 2 Hopkins Plaza Baltimore, Maryland 21201

> RE: Item No. 78 - Case No. 87-176-A Petitioner: Germar Properties, Ltd. Petition for Zoning Variance

Dear Mr. Staples:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above-referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

> Very truly yours, James E. Dyu /KCB

Zoning Plans Advisory Committee

JED:kkb

Enclosures

cc: APR Associates, Inc. 7427 Harford Road Baltimore, Maryland 21234

DALTIMORE COUNT OFFICE OF PLANNING AND ZONING TOWSON, MARYLAND 21204 NORMAN E. GERBER

DIRECTOR Mr. Arnold Jablon Zoning Commissioner County Office Building

Towson, Maryland 21204

SEPTEMBER 25, 1986

Re: Zoning Advisory Meeting of SEPTEMBER 2, 1986

Item # 78 Property Owner: GERMAR PROPERTIES, LTD Location: SE/S FRANKLIN SQUARE DR. 220 NE. OF LENUNGS LANE.

Dear Mr. Jablon:

The Division of Current Planning and Development has reviewed the subject petition and offers the following comments. The items checked below are

()There are no site planning factors requiring comment.
 ()A County Review Group Meeting is required.
 ()A County Review Group meeting was held and the minutes will be forward by the Bureau of Public Services.
 ()This site is part of a larger tract; therfore it is defined as a subdivision. The plan must show the entire tract.
 ()A record plat will be required and must be recorded prior to issuance of a building permit.
 ()The access is not satisfactory.

to issuance of a building permit.

The access is not satisfactory.

The circulation on this site is not satisfactory.

The parking arrangement is not satisfactory.

Tarking calculations must be shown on the plan.

This property contains soils which are defined as wetlands, and development on these soils is prohibited.

Construction in or alteration of the floodplain is prohibited under the provisions of Section 22-98 of the Development

Development of this site may constitute a potential conflict with the Baltimore County Master Plan.)The amended Development Plan was approved by the Planning Board

on
)Landscaping: Must comply with Baltimore County Landscape Manual.
)The property is located in a deficient service area as defined by
Bill 178-79. No building permit may be issued until a Reserve
Capacity Use Certificate has been issued. The deficient service

The property is located in a traffic area controlled by a "D" level intersection as defined by Bill 178-79, and as conditions change traffic capacity may become more limited. The Basic Services Areas are re-evaluated annually by the County Council.

'Additional comments:

David Fields, Acting Chief

cc: James Hoswell

Current Planning and Development

September 19, 1986

County Office Building
111 W. Chesapeake Avenue
Towson, Maryland 21204

Your petition has been received and accepted for filing this

12th day of September , 1986.

Petitioner Germar Properties, Ltd. Received by: James E. Dyer

Chairman, Zoning Plans Advisory Committee F. Dudley Staples, Jr. Esquire

BALTIMORE COUNTY DEPARTMENT OF PERMITS & LICENSES TOWSON, MARYLAND 21204

September 9, 1986

TED ZALESKI, JR.

SE/S Franklin Square Drive, 220 ft. NE of Lennings Lane

All structures shall conform to the Baltimore County Building Code as adopted by Council Bill #17-85, the Maryland Code for the Handicapped and Aged (A.H.S.I. #217-1 - 1980) and other applicable Codes and

(B) A building and other miscellameous permits shall be required before the start of any construction

F. The structure does not appear to comply with Table 505 for parmissable height/area. Reply to the requested variance by this office cannot be considered until the necessary data pertaining to height/area and construction type is provided. See Table 401 and 505 and have your Architect/Engineer contact this department

to be altered in order to comply with the Code requirements for the new use. Maryland Architectural or Engineer seals are usually required. The change of Use Groups are from Use to Use or to Mixed Uses See Section 312 of the Building Code.

(J.) Comments: Signs shall comply to Article 19 and Bill #17-85 as amended.

Marks P. Sundan, Chief
Building Plans Review

BALTIMORE COUNTY FIRE DEPARTMENT TOWSON, MARYLAND 21204-2586 494-4500

PAUL H. REINCKE CHIEF

September 2, 1986

Mr. Arnold Jablon Zoning Commissioner Office of Planning and Zoning Ealtimore County Office Building Towson Maryland 21204

RE: Property Owner: Germar Properties, Ltd.

Location: SE/S Franklin Square Drive, 220' NE of Lennings Lane

Zoning Agenda: Meeting of 9/2/86 Item No.: 78

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below marked with an "X" are applicable and required to be corrected or incorporated into the final plans for the property.

() 1. Fire hydrants for the referenced property are required and shall be located at intervals or _____ feet along an approved road in accordance with Baltimore County Standards as published by the Department of Public Works.

() 2. A second means of vehicle access is required for the site.

() 3. The vehicle dead end condition shown at _____

EXCEEDS the maximum allowed by the Fire Department.

4. The site shall be made to comply with all applicable parts of the Fire Prevention Code prior to occupancy or beginning of operation.

() 5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1976 edition prior

') 6. Site plans are approved, as drawn.

x) 7. The Fire Prevention Bureau has no comments, at this time.

Special Inspection Division

BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550

STEPHEN E. COLLINS DIRECTOR

October 3, 1986

Mr. Arnold Jablon Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Jablon:

The Department of Traffic Engineering has no comments for items number 69, 70, 71, 72, 73, 75, 76, 77, 781 79, 81, 82, 83, 84, and 85.

Very truly yours,

Michael S. Flanigan Traffic Engineer Associate II

MSF:1t

CASE NO. C-ELECTION DISTRICT 9105 Franklin Square Drive SEND ACKNOWLEDGEMENT () PICK-UP (T POLICE () Balfo Cc. ASSIGN TO: () W. FLORA () G. FREUND () J. PERLOW () D. GREEN () J. SULLIVAN REFER TO: 80 ZC8.84 () BUILDINGS ENGINEER () HEALTH DEPARTMENT () FIRE DEPARTMENT () DOG LICENSES () POLICE DEPARTMENT JL 87-176-A @ Radiation Oncology Center" 1.9.87 sign remains @ Temp real estate sign advertising Whitesquare Proffessional bldg. Leasing 435-4600 (3) IN Cormational sign for the white Equare Pro-1-12-87 Called Ceft message: Ording Stoples fr. 244-757

